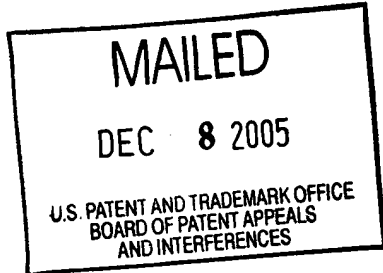


UNITED STATES PATENT AND TRADEMARK OFFICE



BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte BRENT C. PARENT, AARON J. ROTH,
PATRICK O'BRIEN and ANDY F. SUHY, JR.

Application 09/504,343

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on September 30, 2005. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

A Supplemental Information Disclosure Statement (IDS) was filed May 31, 2005 (Paper No. 18). It is not apparent from the record that the examiner considered the statement submitted nor notified applicants of why his submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98.

Application 09/504,343

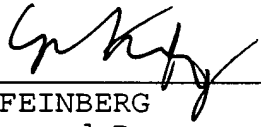
Further, a remand was mailed on June 27, 2005 to have the examiner sign and date the (IDS) filed May 31, 2005. The examiner sent in Paper No. 20 stating the IDS has been considered.

Accordingly, it is

ORDERED that the application is returned to the Examiner for such consideration of the Supplemental Information Disclosure Statement (sign and date Paper No. 18), and for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: _____


CRAIG FEINBERG
Program and Resource Administrator
(571) 272-9797

gjh

cc: RADER, FISHMAN & GRAUER PLLC
39533 WOODWARD AVENUE
SUITE 140
BLOOMFIELD HILLS, MI 48304-0610